

# **EXHIBIT 130**

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

STATES OF NEW YORK,  
MASSACHUSETTS,  
WASHINGTON, COLORADO,  
CONNECTICUT, DELAWARE,  
DISTRICT OF COLUMBIA,  
HAWAII, ILLINOIS, IOWA, NEW  
MEXICO, NORTH CAROLINA,  
OREGON, PENNSYLVANIA,  
RHODE ISLAND, VERMONT, and  
VIRGINIA,

Plaintiffs,

v.

DONALD TRUMP, in his official capacity as President of the United States; U.S. DEPARTMENT OF HOMELAND SECURITY; ELAINE C. DUKE, in her official capacity; U.S. CITIZENSHIP AND IMMIGRATION SERVICES; U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT; and the UNITED STATES OF AMERICA,

CIVIL ACTION NO. 1:17-cv-05228  
(NGG) (JO)

Defendants.

1 Pursuant to 28 U.S.C. § 1746(2), I, Sarah Conly, hereby declare as follows:

2

3 1. I am over the age of eighteen and competent to testify herein.

4 2. I am employed at the Washington Department of Veterans Affairs (WDVA). My job title

5 is Human Resources Director. My position is responsible to manage and integrate the

6 human resources and payroll offices statewide. I have administrative responsibility for

7 developing, implementing and maintaining a full range of human resource and payroll

8 programs and services including planning, recruitment, benefits, leave, compensation,

9 contracts, classification, training, disciplinary actions, affirmative action/equal employment

10 opportunities, employee and labor relations, complaint investigations, and adherence to

11 applicable laws and regulations.

12

13 3. There are at least one employee at the WDVA located at the Washington Soldiers Home

14 (WSH) who is a recipient of Deferred Action for Childhood Arrivals (DACA).

15

16 4. One DACA recipient is employed as a Nursing Assistant – Certified (NAC). That

17 employee's job description is to assist in delivery of nursing and nursing related care to

18 residents of the WSH. In accordance with current standards of practice, the NAC assists or

19 supervises assigned residents with activities of daily living, i.e., bathing, dressing,

20 grooming, hygiene, toileting and eating at a long term care facility. The NAC promotes

21 resident-centered care and ensures that the veterans are treated with dignity and respect.

22

23 5. WDVA spends time and resources to recruit, hire, train, and supervise employees. When

24 any employee departs, it creates disruption for our agency and costs us time and resources

25 to replace and train that person.

26

6. The termination of DACA will be disruptive to operations and cause us to expend additional

resources.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 21 day of September, 2017

21   
22 Sarah Conly  
23